

FORM PTO-1390 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE  
(REV. 10-95)TRANSMITTAL LETTER TO THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)  
CONCERNING A FILING UNDER 35 U.S.C. § 371

ATTORNEY'S DOCKET NUMBER

J7164(V)

U.S. APPLICATION NO.  
(If known, see 37 CFR § 1.5)**10/543153**

INTERNATIONAL APPLICATION NO.

PCT/EP04/000145

INTERNATIONAL FILING DATE

9 JANUARY 2004

PRIORITY DATE CLAIMED

22 JANUARY 2003

TITLE OF INVENTION

ORAL COMPOSITIONS

APPLICANT(S) FOR DO/EO/US

LEFORT, STEPHANE ET AL.

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a submission under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a submission under 35 U.S.C. 371.
3. ☐ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
4. ☒ The US has been elected (Article 31).
5. ☒ A copy of the International Application as filed (35 U.S.C. §371(c)(2))
  - a. ☐ is attached hereto (required only if not communicated by the International Bureau).
  - b. ☒ has been communicated by the International Bureau.
  - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
  - a. ☐ is attached hereto.
  - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. §371(c)(3))
  - a. ☐ are transmitted herewith (required only if not communicated by the International Bureau).
  - b. ☐ have been communicated by the International Bureau.
  - c. ☐ have not been made, however, the time limit for making such amendments has NOT expired.
  - d. ☒ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. §371(c)(3)).
9. ☒ An oath or unexecuted declaration of the inventor(s) (35 U.S.C. §371(c)(4)).
10. ☐ An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. §371(c)(5)).

Items 11. To 16. Below concern document(s) or information included:

11. ☐ An Information Disclosure Statement under 37 C.F.R. §§ 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 C.F.R. §§3.28 and 3.31 is included.
13. ☒ A preliminary amendment.
14. ☐ An Application Data Sheet under 37 CFR § 1.76.
15. ☐ A substitute specification.
16. ☐ A power of attorney and/or change of address letter.
17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821- 1.825.
18. ☐ A second copy of the published International Application under 35 U.S.C. 154(d)(4).
19. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
20. ☐ Other items or information:

U.S. APPLICATION NO. (if known, see 37 CFR 1.51) <b>10/543153</b>	INTERNATIONAL APPLICATION NO. PCT/EP04/000145	ATTORNEY'S DOCKET NUMBER J7164(V)
--	--	--------------------------------------

21. <input checked="" type="checkbox"/> The following fees are submitted:					
<input checked="" type="checkbox"/> a) Basic National Fee ..... \$300.00					
<input checked="" type="checkbox"/> b) Examination Fee ..... \$200.00					
<input checked="" type="checkbox"/> c) Search Fee ..... \$500.00					
<b>TOTAL OF ABOVE CALCULATIONS:</b>				\$1,000.00	
<input checked="" type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.					
TOTAL SHEETS	EXTRA SHEETS	Number of each additional 50 or fraction thereof (round Up to a whole number)	Rate		
- 100 =	/50 =		X \$250.00		
Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR §1.492(e)).					
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total Claims	8- 20 =		X \$ 50.00		
Independent Claims	1- 3 =		X \$200.00		
MULTIPLE DEPENDENT CLAIM(S) if applicable)			X \$360.00		
<b>TOTAL OF ABOVE CALCULATIONS =</b>				\$1,000.00	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by ½.					
<b>SUBTOTAL =</b>					
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 C.F.R. §1.492(f)).					
<b>TOTAL NATIONAL FEE =</b>					
Fee for recording the enclosed assignment (37 C.F.R. §1.21(h)). The assignment must be accompanied by an appropriate cover sheet ((37 C.F.R. §§3.28, 3.31). \$40.00 per property.					
<b>TOTAL FEES ENCLOSED =</b>				\$1,000.00	
				Amount to be Charged:	

- a. ☐ A check in the amount of \_\_\_\_\_ to cover the above fees is enclosed.
- b. ☒ Please charge Deposit Account No. 12-1155 in the amount of \$1,000.00 to cover the above fees. Triplicate copies of this letter are enclosed.
- c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 12-1155. Triplicate copies of this letter are enclosed.

Customer Number: **00201**

NOTE: Where an appropriate time limit under 37 C.F.R. §§ 1.494 or 1.495 has not been met, a petition to revive (37 C.F.R. §§1.137(a) or (b)) must be filed and granted to restore the application to pending status.

Respectfully submitted,

*Milton L. Honig*

Milton L. Honig  
Attorney of Record  
Reg. #28,617

MLH/mt  
(201) 894-2403

JCO4 Rec'd PCT/PTO 22 JUL 2005

HONIG

PATENTS

New Patent Application for:

Applicant: Stephanie LEFORT; Nunziatino RAVIDA;  
Matthew Jonathan PICKLES  
Deposited: July 22, 2005  
For: Oral Compositions

Enclosed are Transmittal Letter (in Triplicate) Charging Deposit  
Acct. #12-1155; Preliminary Amendment; Unexecuted  
Declaration; Via Express Mail #EJ622654757 US

Docket No.: 03-0159-UNI  
Case No.: ~~J7165(V)~~

J7164V 10/543153

JCO4 Rec'd PCT/PTO 22 JUL 2005

HONIG

PATENTS

New Patent Application for:

Applicant: Stephanie LEFORT; Nunziatino RAVIDA;  
Matthew Jonathan PICKLES  
✓ Deposited: July 22, 2005  
For: Oral Compositions

Enclosed are Transmittal Letter (in Triplicate) Charging Deposit  
Acct. #12-1155; Preliminary Amendment; Unexecuted  
Declaration; Via Express Mail #EJ622654757 US

Docket No.: 03-0159-UNI  
Case No.: ~~J7165(V)~~

J7164V 10/543153